

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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MIGUEL OMAR OJEDA-ENRIQUEZ,
Petitioner,
v.
WARDEN, LCC, et al.,
Respondents.

Case No. 2:18-cv-01207-RFB-VCF

14 This action is a 28 U.S.C. § 2254 petition for a writ of habeas corpus filed by
15 Nevada state prisoner Miguel Omar Ojeda-Enriquez. On October 2, 2018, this court
16 granted petitioner's motion for counsel and appointed the Federal Public Defender to
17 represent petitioner in this action (ECF No. 7). On November 1, 2018, Stephen Spelman
18 of the Federal Public Defender's Office appeared on behalf of petitioner (ECF No. 10).
19 The court now sets a schedule for further proceedings in this action.

20 The parties shall note that they are not required to submit courtesy copies in this
21 case at this time. After the amended petition is filed, the court may issue an order
22 directing the parties to send any necessary courtesy copies to the court.

23 **IT IS THEREFORE ORDERED** that counsel for petitioner shall meet with petitioner
24 as soon as reasonably possible, if counsel has not already done so, to: (a) review the
25 procedures applicable in cases under 28 U.S.C. § 2254; (b) discuss and explore with
26 petitioner, as fully as possible, the potential grounds for habeas corpus relief in petitioner's
27 case; and (c) advise petitioner that all possible grounds for habeas corpus relief must be

1 raised at this time in this action and that the failure to do so will likely result in any omitted
2 grounds being barred from future review.

3 **IT IS FURTHER ORDERED** that petitioner shall have **90 days** from the date of this
4 order to FILE AND SERVE on respondents an amended petition for writ of habeas corpus,
5 which shall include all known grounds for relief (both exhausted and unexhausted).

6 **IT IS FURTHER ORDERED** that respondents shall have **45 days** after service of
7 an amended petition within which to answer, or otherwise respond to, the amended
8 petition. If petitioner does not file an amended petition, respondents shall have forty-five
9 (45) days from the date on which the amended petition is due within which to answer, or
10 otherwise respond to, petitioner's original petition.

11 **IT IS FURTHER ORDERED** that, if and when respondents file an answer or other
12 responsive pleading, petitioner shall have **30 days** after service of the answer or
13 responsive pleading to file and serve his response.

14 **IT IS FURTHER ORDERED** that any state court record exhibits filed by the parties
15 herein shall be filed with an index of exhibits identifying the exhibits by number or letter.
16 The CM/ECF attachments that are filed shall further be identified by the number or letter
17 of the exhibit in the attachment.

19 DATED: November 20, 2018.

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22 RICHARD F. BOULWARE, II
23 UNITED STATES DISTRICT JUDGE
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